

Carried by two-third vote. The bill was then passed.
On motion the Senate adjourned until half past nine o'clock,
A. M., to-morrow.

FRIDAY, April 5, 1861.

Senate met pursuant to adjournment. Prayer by the Chaplain—roll called—quorum present.

The journal of yesterday read and adopted.

Mr. Miller, Chairman of the Finance committee, to whom was referred a bill for the relief of Charles Ganahl, reported the same to the Senate and recommended its passage.

A bill to amend an act to amend the fourth, seventh, eighth, fifteenth, eighteenth and thirty-fourth sections of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; approved Feb. 11, 1860, reported the same back to the Senate and recommend its passage without amendment.

A bill to authorize the County Courts of Nacogdoches, Navarro, Jackson, *et als* counties, to regulate the pay of Sheriff's therein in certain cases, reported the same back to the Senate and recommend that it be referred to the committee on Roads, Bridges and Ferries, as the more appropriate committee to consider the subject matter thereof, and asked to be excused from the further consideration thereof.

A bill to amend an act amendatory of the laws to raise revenue by taxation, approved Feb. 16, 1858, reported the same to the Senate and recommend its passage with the following amendment, to-wit: amend first section by striking out the word "or" where it first occurs in the eleventh line and insert instead thereof the words "and on the amount of capital."

Mr. Herbert, Chairman of the committee on Roads, Bridges and Ferries, to whom was referred a bill to amend an act to regulate ferries, passed Jan., 23, 1850, reported the same to the Senate and recommended its passage.

Mr. Duggan, Chairman of the committee on County and County Boundaries, to whom was referred a bill supplemental to and amendatory of the act creating the County of Kaufman, approved Feb., 26, 1848, reported the same to the Senate and recommended its passage.

Mr. Fall, Chairman of the committee on Engrossed Bills, reported a bill to apportion the State of Texas and to regulate the election of members of Congress, correctly engrossed.

Mr. Potter, Chairman of the Judiciary committee, to whom

was referred a bill prescribing the manner of authenticating instruments for record, returned the same to the Senate with the following amendments and recommended the adoption of the amendments and the passage of the bill.

Amendments: 1st.—In section one line seven, after the words "Confederate States" insert "of America or their territories"

2nd.—In section one line eighth, after the word "States" insert "of America."

3rd.—In section two line one, strike out the words "all laws" and insert "the provisions of all laws so far as they."

On motion of Mr. Potter, the bill was taken up, amendments adopted and bill passed to third reading.

Rule suspended, read third time and passed.

Mr. Potter introduced a bill to authorize the sale of the remainder of the Austin city and out lots, and to transfer to said city certain property therein named. Read first and second times and referred to the committee on Finance.

Mr. Neal introduced a bill to define the boundaries of the county of McMullen. Read first and second times and referred to the committee on Counties and County Boundaries.

Mr. Blanch introduced a bill to authorize the Governor to extend the time of payment of interest arising on loans to Railroad Companies. Read first and second times and referred to the committee on Internal Improvements.

A message was received from the House, informing the Senate that the House had passed Senate's bill concerning contested elections of Judges of the District Courts.

A bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses.

A bill supplemental to an act making an appropriation for the *per diem* pay and mileage of the members and officers of the Convention, with amendments.

A bill to incorporate the Galveston and Houston Junction Railroad Company. Read second time.

Mr. Gentry offered the following amendment:

"Provided that all the rights under this charter shall cease whenever a connection shall be made through the city of Houston, between the Texas Central and the Galveston, Houston and Henderson Railroads, provided said connection be completed before the first day of July, 1861."

Mr. Potter offered the following as a substitute for the amendment:

"Provided that a connection by railroad shall be made through the city of Houston, between the Texas Central and the Gal-

veston, Houston and Henderson Railroad of the same gauge as those roads, by the 1st day of July, 1861, then all rights under this charter shall cease and determine." Adopted.

Mr. Gentry offered the following amendment:

" Provided that the parties named in this act, shall only be authorized to act as commissioners to organize said company by receiving subscriptions to its capital stock." Adopted.

Mr. Potter moved to strike out "July" in third section of the bill, and insert "August" Adopted.

Bill ordered to be engrossed. Rule suspended, read third time and passed by the following vote:

YEAS—Messrs. Blanch, Chambers, Duggan, Dulaney, Erath, Fall, Grimes, Guinn, Harmon, Herbert, Lott, Martin, Miller, Neal, Parsons, Pitts, Potter, Scarborough, Schloicher, Shepard, Stockdale, Throckmorton, Walker and Whaley—24.

NAYS—Messrs. Gentry and Rains—2.

Mr. Shepard moved to reconsider the vote which passed the bill reducing the salaries of certain officers and to reduce the number of clerks in the Comptroller's office, &c.

The President decided the question to reconsider out of order, the bill having passed out of the possession of the Senate.

Whereupon, on motion of Mr. Stockdale, the Secretary was instructed to ask of the House that the bill be returned to the Senate.

Mr. Gentry introduced a bill to authorize the Governor to grant relief to certain railroad companies therein named. Read first and second times and referred to the committee on Internal Improvements.

Joint resolution providing for the turning over of the property now in possession of the State (lately taken from the United States Government) to the Confederate States Government. Read, amendments of the committee adopted and bill passed to a third reading.

Rule suspended, read third time and passed.

A bill to apportion the State of Texas for representation in the Confederate States.

Mr. Miller moved to make it the special order for to-morrow. Lost.

On motion of Mr. Herbert, the consideration of the bill was specially ordered at 3 o'clock, P. M.

A bill to amend the fourth, seventh, eighth, fifteenth, eighteenth and thirty-fourth sections of an act to provide for

the assessment and collection of taxes, was taken up on motion of Mr. Miller, and passed to a third reading.

Rule suspended, read third time and passed.

On motion the Senate adjourned until 3 o'clock, P. M.

3 o'clock, P. M.

Senate met—quorum present.

A bill to apportion the State of Texas, and to regulate the election of members of Congress in the Confederate States, being the special order, Mr. Parsons moved to amend as follows:

Take Upshur from the 5th and add it to the 6th, and take Collin from the 6th and add it to the 5th District. Lost.

Mr. Pitts offered the following amendment:

Amend by taking Harrison from the 5th and add to the 6th, Rusk from the 5th and add to the 4th, take Anderson and Cherokee from the 4th and add to the 5th. Lost.

Mr. Blanch moved the previous question, which was ordered.

The vote was then taken on the passage of the bill, and the yeas and nays were as follows:

YEAS—Messrs. Duggan, Dulaney, Erath, Fall, Grimes Guinn, Harmon, Herbert, Hyde, Martin, Miller, Pitts, Scarborough, Schleicher, Stockdale, Throckmorton and Whaley—17.

NAYS—Messrs. Blanch, Chambers, Lott, Neal, Parsons, Potter, Shepard and Walker—8.

Bill regulating the salaries of certain State officers &c., having been returned from the House on request, Mr. Shepard moved a reconsideration of the vote, which passed the bill, upon which the yeas and nays were called and stood thus:

YEAS—Messrs. Blanch, Chambers, Fall, Herbert, Lott, Parsons, Schleicher, Shepard, Stockdale and Whaley—10.

NAYS—Messrs. Erath, Grimes, Guinn, Harmon, Hyde, Martin, Miller, Neal, Pitts, Scarborough, Throckmorton and Walker—13.

A bill for the relief of Samuel Everitt. Read and ordered to be engrossed.

Rule suspended, read third time and passed by the following vote:

YEAS—Messrs. Blanch, Chambers, Duggan, Dulaney, Erath, Fall, Grimes, Harmon, Herbert, Hyde, Miller, Neal, Parsons, Pitts, Potter, Scarborough, Schleicher, Shepard, Stockdale, Throckmorton and Walker—21.

NAYS—Messrs. Guinn and Martin—2.

A bill to define the boundaries of Hopkins county. Read and ordered to be engrossed.

Rule suspended, read third time and passed.

A bill supplemental to and amendatory of the act creating the county of Kaufman, approved Feb. 26, 1848. Read and passed to a third reading.

Rule suspended read third time and passed.

A bill supplemental to an act to provide for the investment of the Special School Fund in the bonds of railroad companies incorporated by the State, passed August 13, 1856. Read second time and referred to the committee on Internal Improvements.

A bill for extending the time for completing the improvement of the Brazos River. Read second time and ordered to be engrossed.

Rule suspended, read third time and passed.

Mr. Miller moved to take up a bill to amend the twelfth section of an act concerning proceedings in the District Court, approved March 16, 1848. Lost.

A bill to reduce the expenditures on account of the General Land Office, and to regulate the fees and the manner of conducting the same. Read second time.

Mr. Erath moved to amend by adding to the end of section one, "except the two examining Clerk's, who shall receive an annual salary of \$900 each, and all the assistant Draftsmen shall be of the same grade and receive an annual salary of \$1000 each. Adopted.

Bill ordered to be engrossed. Rule suspended, read third time and passed.

A bill to amend an act to provide for the investment of the special School Fund, ordered to be engrossed by the following vote:

YEAS—Messrs. Blanch, Chambers, Dulaney, Erath, Guinn, Harmon, Herbert, Lott, Miller, Neal, Parsons, Potter, Scarborough, Schleicher, Shepard and Stockdale—16.

NAYS—Messrs. Duggan, Grimes, Hyde, Martin, Pitts, Throckmorton and Walker—7.

Rule suspended, read third time and passed.

A bill to incorporate Columbus Lodge, No. 51, I. O. O. F. Read and ordered to be engrossed.

Rule suspended, read third time and passed, on call of the yeas and nays, unanimously.

A bill for the relief of Ware Beuge. Amendments of com-

mitttee adopted. Mr. Walker moved to strike out "320" and insert "640." Lost.

Bill ordered to be engrossed.

Rule suspended, bill read third time and passed.

Mr. Stockdale, Chairman of the committee on Enrolled Bills, reported:

Joint resolution authorizing the payment of the salary of the late Capt. T. P. Plaster, deceased, as Door-Keeper of the House of Representatives, to D. C. Dickson.

A bill to change the boundary line between the counties of Goliad and Victoria.

A bill concerning contested elections of Judges of the District Courts.

A bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses.

A bill to amend the fourth, seventh, eighth, thirteenth, eighteenth and thirty-fourth sections of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; Feb. 11, 1860, correctly enrolled.

The report of the committee on State Affairs, on a bill supplemental to the several acts organizing the State Government, recommending the indefinite postponement of the bill. Read and adopted.

Mr. Blanch, from the committee on Internal Improvements, to whom was referred a bill to authorize the Governor to extend the time of payment of interest arising on loans to railroad companies, reported the same with amendments and recommended its passage.

Amendments: After the word "payment," in line eight, section one, add the words "first September, 1861, or first January, 1862."

A bill for the relief of Nathan Davis. Read and ordered to be engrossed.

Rule suspended read third time and passed.

The report of the committee on State Affairs, on a resolution of the Convention recommending the passage of extradition laws by the Legislature, asking that the same be referred to the committee on the Judiciary. Read and adopted.

Mr. Gentry introduced a bill to incorporate the Houston Cotton Press Company. Read first time.

Rule suspended, read second time.

Rule further suspended, read third time and passed on a call of yeas and nays unanimously.

The report of the committee on the Judiciary, on a bill to

amend Art. 1049, section 4, of the law relating to the selection of jurors, passed Feb. 13, 1858, reporting a substitute for the bill. Read and adopted.

Mr Miller offered the following amendment:

"The County Court shall make a reasonable allowance to the Sheriff's, for the additional labor required by this act." Lost. The bill was then ordered to be engrossed.

Mr. Schleicher offered the following resolution:

Resolved, That the committee on Military Affairs, be instructed to inquire into the necessity of action on the part of this Legislature in regard to the Ordinance passed by the late Convention, calling out a regiment of cavalry, and report by bill or otherwise. Adopted.

A message was received from the House, reporting that the House concurred in the Senate's amendment to the loan bill.

A bill requiring the Commissioner of General Land Office, to procure all the papers in the State relating to land titles issued either by Spain or Mexico, and have them filed in the General Land Office. Read second time.

Mr Potter moved to amend by adding the following to the end of second section.

"Provided that the papers placed in the General Land Office, under the provisions of this act, shall not thereby be considered as records or entitled to be certified from said office, as the records of said officer are." Adopted.

Bill referred to the committee on State Affairs.

On motion the Senate adjourned until 7 o'clock, P. M.

7 o'CLOCK P. M.

Senate met—quorum present.

The report of the committee on Finance, on a bill for the relief of Charles Ganahl, recommending its passage. Read and passed to a third reading.

Rule suspended, bill read third time and passed.

A bill to encourage the establishment of Manufactories in the State of Texas. Read third time and passed by the following vote:

YEAS—Messrs. Dulaney, Erath, Fall, Gentry, Harmon, Hyde, Lott, Neal, Potter, Rains, Throckmorton, Walker and Whaley—14.

NAYS—Messrs. Blanch, Chambers, Duggan, Guinn, Herbert, Martin, Miller, Parsons, Pitts and Stockdale—10.

A bill to amend the twelfth section of an act concerning proceedings in the District Court approved March 16, 1848.

Mr. Miller offered the following substitute for the bill:

"An act further regulating proceedings in the District Courts."

Mr. Dulaney moved the indefinite postponement of the bill and substitute, upon which the yeas and nays were as follows:

YEAS—Messrs. Dulaney, Erath, Fall, Gentry, Grimes, Guinn, Herbert, Hyde, Lott, Martin, Pitts, Potter, Schleicher, Stockdale and Throckmorton—15.

NAYS—Messrs. Blanch, Chambers, Duggan, Miller, Parsons, Rains, Scarborough, Shepard and Walker—9.

A message was received from the House, that the House had passed Senates bill, to refund the expenses and to pay for the services of S. P. Hollingsworth and Capt. John G. Todd, as special messengers from the Convention to the Congress of the Confederate States, at Montgomery, Ala., with amendments.

A bill to authorize and require all forced sales of real estate and negroes, and sales of real estate or negroes, made by executors or administrators in the county of Nueces, to be made at the front door of La Retama house, in the city of Corpus Christi.

A bill in relation to the School Fund derivable from taxation under the provisions of the second section of the tenth article of the Constitution of the State.

Joint resolution concerning Brigadier Gen. David E. Twiggs.

Joint resolution in relation to the establishment of an admiralty court for the State of Texas, at Galveston, and such other places in this State as commerce requires.

A bill to authorize and require public sales in the county of Hays, to be made upon the public square in the town of San Marcos.

A bill donating land to Cynthia Ann Parker, and to her daughter To-Kusan Parker. Substitute of the committee adopted. Bill read second time.

Mr. Throckmorton moved to amend by adding, "and one league to the surviving children of the Cameron family, and one league to the surviving children of the Mason family, of Jack county, and one league to the children of Mrs. Sherman, of Parker county. Rejected by the following vote:

YEAS—Messrs. Blanch, Harmon, Hyde, Potter, Stockdale and Throckmorton—6.

NAYS—Messrs. Chambers, Duggan, Erath, Fall, Gentry, Guinn, Herbert, Lott, Martin, Miller, Neal, Pitts, Rains, Scarborough, Schleicher, Shepard and Walker—17.

Mr. Blanch moved to strike out "one league" and insert "640 acres." Lost.

Bill ordered to be engrossed. Rule suspended, read third time and passed by the following vote:

YEAS—Messrs. Chambers, Duggan, Erath, Fall, Gentry, Harmon, Herbert, Lott, Martin, Miller, Neal, Parsons, Pitts, Potter, Rains, Scarborough, Schleicher, Shepard, Stockdale, Throckmorton and Walker—21.

NAYS—Messrs. Blanch, Guinn and Hyde—3.

A bill granting a pension to Cynthia Ann Parker. Read, amendments adopted and bill passed to a third reading.

Rule suspended, read third time and passed.

Mr. Gentry introduced a bill for the relief of the parties therein named by grant of land. Read first time.

Resolution for the cooperation with the Confederate States. Read and ordered to be engrossed.

A message was received from the House informing the Senate that the House had passed a bill supplemental to an act to apportion the State of Texas, and to regulate the election of members of Congress.

A bill to amend an act amendatory of the laws to raise revenue by taxation. Amendments of finance committee adopted.

Mr. Throckmorton offered the following amendments:

"SECTION 1. *Be it enacted by the Legislature of the State of Texas*, That the first section of the above entitled act shall hereafter read as follows: that there shall be levied and collected for the use of the State, a direct *ad valorem* tax of fifteen cents, upon each hundred dollars worth of property, real and personal, (except such property as may be exempt by law from taxation.)"

The second section of the above recited act, shall hereafter read as follows:

"SEC. 2. That there shall be assessed and collected, of every free male person between the age of 21 and 50 years, residents of this State (idiots and persons *non compos mentis* excepted,) a poll tax of seventy-five cents, each." Adopted.

Mr. Potter offered the following amendment:

Strike out in the 15 16 lines, the following words: "the interest, if land, or the discount, if exchange, or notes if purchased for," and insert the following: "ten per centum upon." Which was adopted and bill passed to a third reading.

Rule suspended, read third time and passed.

On motion the Senate adjourned until to-morrow morning, 9 o'clock.